

The House Committee on Judiciary Non-Civil offers the following substitute to HB 551:

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to  
2 controlled substances, so as to provide a definition; to provide for the prohibition of access  
3 to kratom to persons under 18 years of age; to provide for package labeling requirements; to  
4 provide for a penalty; to provide for related matters; to repeal conflicting laws; and for other  
5 purposes.

6 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

7 **SECTION 1.**

8 Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled  
9 substances is amended by adding a new Article 6, as follows:

10 **"ARTICLE 6.**

11 **16-13-120.**

12 **As used in this article, the term 'kratom' means the tropical evergreen known as Mitragyna**  
13 **speciosa, which is native to Southeast Asia and contains the alkaloid mitragynine.**

14 **16-13-121.**

15 **No person shall sell or transfer possession of kratom to another person under 18 years of**  
16 **age, nor shall any person under 18 years of age possess kratom. A person who is convicted**  
17 **of violating this Code section shall be guilty of a misdemeanor.**

18

19 **16-13-122.**

20 **Kratom packaging shall be accompanied by a label bearing the following information prior**  
21 **to its sale in this state:**

22 **(1) Clearly labeled ingredients;**

23 **(2) That the sale or transfer possession of kratom to another person under 18 years of age**  
24 **is prohibited;**

25 (3) The amount of mitragynine and 7-hydroxymitragynine contained in such product;

26 (4) The amount of mitragynine and 7-hydroxymitragynine contained in the packaging

27 for such product;

28 (5) The common or usual name of each ingredient used in the manufacture of such

29 product, listed in descending order of predominance;

30 (6) The name and the principal mailing address of the manufacturer or the person

31 responsible for distributing such product;

32 (7) Clear and adequate directions for the consumption and safe and effective use of such

33 product; and

34 (8) Any precautionary statements as to the safety and effectiveness of such product."

## SECTION 2.

36 All laws and parts of laws in conflict with this Act are repealed.